

THOMAS G. SHAUGHNESSY
MAYOR

MICHAEL J. WOODWARD
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
SEPTEMBER 14, 2004

- 1) The regular meeting of the Berwyn City Council was called to order at 8:20 p.m., with Mayor Shaughnessy presiding. Upon the call of the roll, the following members responded present. Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Absent: none. Thereafter, the Chair declared a quorum present and the meeting duly convened for further business.
- 2) The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the betterment of the community and in remembrance of the victims of 9/11/01.
- 3) The Open Forum portion of the meeting was announced. There being no speakers, the Open Forum was closed.
- 4) Alderman Fron made a motion, seconded by A. Bojovic, to reconsider item #21 of the August 24, 2004, minutes, relative to the acceptance of the bid for the sale of 1642 Scoville and to adopt an ordinance entitled:

AN ORDINANCE APPROVING THE SALE OF CERTAIN REAL ESTATE OWNED BY THE CITY OF BERWYN (1642 SCOVILLE)

and to return a bid bond to Leopold Hernandez and Fernando Romero; and award the bid to Michael Phelan, the second highest bidder because the first bidder's (Hernandez and Romero) failure to obtain financing. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 5) The minutes of the Berwyn City Council meeting held on August 24, 2004, were submitted. Fron made a motion, seconded by Brocato, to approve the minutes as amended. (See item #4, above). The motion carried by voice vote.
- 6) The bids for the Roosevelt Road TIF Lighting Modifications were submitted. Fron made a motion, seconded by Brocato, to authorize the Finance Director and any other interested parties to proceed to the conference room to open, tabulate and return same to the Council Chambers for public reading. The motion carried by voice vote.

- 7) The Mayor submitted a Proclamation proclaiming September 28, 2004, to be Dave Kocka Day in Berwyn and congratulated Dave on his retirement from the Berwyn Fire Department. Brocato made a motion, which was unanimously seconded to adopt the Proclamation as presented. The motion carried by voice vote.
- 8) The Mayor submitted a communication asking concurrence in declaring September 19, 2004, as Crop Walk Day in Berwyn. The Mayor also announced the Kiwanis Club of Berwyn is having its Annual Kiwanis Peanut Day in Berwyn on September 24th, 25th and 26th, 2004. Brocato made a motion, seconded by B. Bojovic, to concur in the recommendation. The motion carried by voice vote.
- 9) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to A & E Properties, Inc., 3253 Harlem Avenue to convert space into two commercial condo units. B. Bojovic made a motion, seconded by A. Bojovic, to concur, waive the reading, adopt the Resolution and Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 10) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to the property at 1302 Wesley Avenue, owned by Lawrence Visco requesting construction of a garage prior to the construction of a principal building. Fortunato made a motion, seconded by Lovero, to waive the reading, concur, adopt the Resolution and Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 11) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to the Ebenezer Church at 1240 Harvey Avenue, for Sprint PCS to install three antennas and supporting equipment behind the church steeple. Brocato made a motion, seconded by Fron, to waive the reading, concur, adopt the Resolution and Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Pechota, Brocato, Fron, Lovero, Fortunato. Nays: Chapman, A. Bojovic, B. Bojovic.
- 12) Alderman Lovero submitted the payroll report for August 25th and September 8, 2004, in the total amount of \$1,413,458.41. Lovero

made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 13) Alderman Lovero submitted the Payables for September 14, 2004, in the total amount of \$1,104,213.23. Lovero made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 14) Alderman Chapman submitted a communication requesting concurrence to establish a 501(c)3 foundation for the benefit for the Berwyn Library. After discussion, Chapman made a motion, seconded by B. Bojovic, to concur in the recommendation. That motion failed by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Fron. Nays: Pechota, Brocato, Lovero, Fortunato and Shaughnessy. Thereafter, the matter was deferred and referred to the Law Department by order of the Chair for review.
- 15) Alderman Chapman submitted a communication requesting that the Library schedule four (4) additional service hours on Sunday pursuant to Standards for Illinois Public Libraries. Chapman made a motion, seconded by Lovero, to refer the matter to both the Budget and Library Committees. The motion carried by voice vote.
- 16) Alderman Chapman submitted a communication requesting to bypass the Zoning Board of Appeals for the construction of an oversized garage at 3427 Oak Park Avenue. After discussion, Chapman made a motion, seconded by Lovero, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 17) The Board of Fire and Police Commissioners submitted a communication appointing Brad Mann to the position of Probationary Police Officer. Brocato made a motion, seconded by Pechota, to accept the matter as informational. The motion carried by voice vote.
- 18) The Board of Fire and Police Commissioners submitted a communication appointing James Michalek, to the position of Probationary Firefighter. Brocato made a motion, seconded by Fron, to accept the matter as informational. The motion carried by voice vote.
- 19) Alderman A. Bojovic submitted a communication concerning an

incident involving Officer Daniel McGuffy. A response to the Alderman's communication was submitted by Public Safety Director Marzullo. Alderman A. Bojovic made a motion, seconded by Brocato, to waive the readings and refer the matter to the Fire and Police Committee for further investigation. The motion carried by voice vote.

- 20) The Law Department submitted notification of written orders entered at the conclusion of Liquor License Hearing proceedings. Brocato made a motion, seconded by A. Bojovic, to accept the matter as informational. The motion carried by voice vote.
- 21) The Berwyn Development Corporation submitted a communication requesting an amount not to exceed \$77,200.00 to assist the owner with redevelopment costs and \$17,890.00 (plus reimbursables) to cover architectural and engineering fees for the facade rehab project at 6733-6735 Stanley Avenue. A. Bojovic made a motion, seconded by Pechota, to waive the reading and concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 22) The Berwyn Development Corporation submitted a communication authorizing an amount not to exceed \$10,000.00 to assist the tenants in replacing their awnings and signs at 6800 W. Cermak/2140 S. Oak Park Avenue. Lovero made a motion, seconded by Brocato, to waive the reading and concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 23) The Berwyn Development Corporation submitted a communication to authorize an amount not to exceed \$19,000.00 for a facade rehab project at 6736 Cermak Road. Fron made a motion, seconded by Pechota, to refer the matter to the Berwyn Development for further review. The motion carried by voice vote.
- 24) At this time the Consent Agenda, items K-1 through K-4 were presented:
 - K-1 Block alley sale-3200 block of Kenilworth/Clinton on September 18, 2004
 - K-2 Block alley sale-3200 block of Maple-October 2, 2004
 - K-3 North Berwyn Park District Flea Market-September 18, 2004
 - K-4 Building Permits issued during August, 2004

B. Bojovic made a motion, seconded by Pechota, to concur, grant

permission upon compliance with all City Ordinances and accept as informational. The motion carried by voice vote.

- 25) The bids for the Roosevelt Road TIF Lighting Modifications were returned to the council floor for public reading. Fron made a motion, seconded by Brocato, to refer the matter to the Public Works Committee. The motion carried by voice vote.
- 26) The Mayor called a Committee of the Whole meeting for Tuesday, September 28, 2004, at 7:00 p.m., on referrals.
- 27) Alderman Fron called a Public Works Committee meeting for Tuesday, September 21, 2004, at 10:00 a.m. on referrals.
- 28) There being no further business to come before the meeting, same was, after a motion by A. Bojovic, seconded by Pechota, adjourned at the hour of 8:50 p.m., by roll call vote.

Respectfully submitted,

Michael J. Woodward
City Clerk